

GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the *Register* contains information submitted for publication by the Governor's Regulatory Review Council, including the tentative agendas for the monthly Council meetings and summaries of action taken by the Council at the meetings.

GOVERNOR'S REGULATORY REVIEW COUNCIL NOTICE OF PUBLIC MEETING AND AGENDA FOR FEBRUARY 5, 2008

[M08-29]

Pursuant to A.R.S. § 38-431.02, notice is hereby given to members of the Governor's Regulatory Review Council and to the general public that the Governor's Regulatory Review Council will hold a regular meeting, open to the public on **Tuesday, February 5, 2008 at 9:00 a.m.** in the board room of the Arizona Peace Officer Standards & Training Board, 2643 E. University, Phoenix, AZ. For additional information, call the Governor's Regulatory Review Council office at (602) 542-2058.

Under A.R.S. § 38-431.03(A)(3), the Governor's Regulatory Review Council may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

The agenda for the meeting is as follows:

A. CALL TO ORDER

B. APPROVAL OF MINUTES

1. DECEMBER 4, 2007
2. JANUARY 8, 2008

C. CONFLICTS OF INTEREST

D. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:

1. **EXPOSITION AND STATE FAIR BOARD (F-07-1203)**
Title 3, Chapter 12, Article 1, Definitions; Article 2, Game Descriptions and Standards, and Article 3, Concessionaires
2. **DEPARTMENT OF AGRICULTURE (F-08-0201)**
Title 3, Chapter 5, Article 1, Sampling and Laboratory Certification
3. **DEPARTMENT OF HEALTH SERVICES (F-08-0202)**
Title 9, Chapter 8, Article 8, Public and Semipublic Swimming Pools and Bathing Places
4. **STATE PERSONNEL BOARD (F-08-0203)**
Title 2, Chapter 5.1, Article 1, General Provisions
5. **ARIZONA STATE LOTTERY COMMISSION (F-08-0208)**
Title 19, Chapter 3, Article 6, Annuity Assignments

E. CONSIDERATION OF RULES:

1. **BOARD OF CHIROPRACTIC EXAMINERS (R-08-0102)**
Title 4, Chapter 7, Article 1, Board of Chiropractic Examiners; and Article 9, Unprofessional Conduct

Amend: Article 1, R4-7-101 and R4-7-902
2. **DEPARTMENT OF PUBLIC SAFETY (R-08-0207)**
Title 13, Chapter 3, Article 2, Tow Truck Permits; Article 9, Tow Truck Registration and Annual Tow Truck Com-

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pliance Inspection; and Article 10, Tow Truck Specifications by Class

Amend: R13-3-203, Article 9, R13-3-902, R13-3-1003, and R13-3-1004

3. BOARD OF EXAMINERS OF NURSING CARE INSTITUTION ADMINISTRATORS AND ASSISTED LIVING FACILITY MANAGERS (R-08-0209)

Title 4, Chapter 33, Article 1, General; Article 2, Nursing Care Institution Administrator Licensing; Article 3, Administrator-In-Training Program; and Article 4, Assisted Living Facility Manager Certification

Amend: R4-33-101, R4-33-102, R4-33-201, R4-33-202, R4-33-204, R4-33-206, Article 3, R4-33-401, R4-33-403, and R4-33-405

Repeal: R4-33-301, R4-33-302 and R4-33-303

New Sections: R4-33-109, R4-33-301, R4-33-302, R4-33-409, and R4-33-410

4. BOARD OF EXECUTIVE CLEMENCY (R-08-0210)

Title 5, Chapter 4, Article 1, General Provisions; Article 2, Executive Clemency Actions; and Article 3, Revocation

Amend: R5-4-101, R5-4-102, Article 2, R5-4-201, Article 3, R5-4-301, and R5-4-302

5. ACUPUNCTURE BOARD OF EXAMINERS (R-08-0213)

Title 4, Chapter 8, Article 1, General Provisions; Article 2, Licensing and Certification Provisions; Article 3, Auricular Acupuncture Certification (New Article); Article 4, Training Programs and Continuing Education; Article 5, Regulatory Provisions; Article 6, Complaints; Hearing Procedures; Discipline (New Article); and Article 7, Public Participation Procedures

Amend: R4-8-101 through R4-8-105, Table 1, R4-8-106, Article 2, R4-8-203 through R4-8-208, R4-8-301, R4-8-302, R4-8-401 through R4-8-409, R4-8-411, R4-8-412, Article 5, R4-8-501 through R4-8-503, R4-8-702, R4-8-704, and R4-8-706

Repeal: R4-8-406 and R4-8-410

Renumber: R4-8-201, R4-8-202, R4-8-205, R4-8-206, R4-8-301, and R4-8-302

New Articles: Article 3 and Article 6

New Sections: R4-8-107, R4-8-303, R4-8-304, and R4-8-601 through R4-8-605

F. REPORT BY AGENCY ON RULEMAKING PROGRESS AS SET FORTH IN THE FIVE-YEAR-REVIEW REPORT:

1. DEPARTMENT OF ECONOMIC SECURITY (F-07-0403)

Title 6, Chapter 3, Article 13, Definitions; Article 14, Administration and Enforcement; Article 15, Decisions, Hearings, and Orders; Article 16, Funds; Article 17, Contributions; Article 18, Benefits; Article 50, Voluntary Leaving Benefit Policy; Article 51, Discharge Benefit Policy; Article 52, Able and Available Benefit Policy; Article 53, Refusal of Work Benefit Policy; Article 54, Benefit Claims, Computation, Extension, and Overpayment; Article 55, Total and Partial Unemployment Benefit Policy; and Article 56, Labor Dispute Benefit Policy

Approved June 5, 2007 with instruction to report rulemaking progress by December 31, 2007

2. DEPARTMENT OF HEALTH SERVICES (F-07-0706)

Title 9, Chapter 8, Article 3, Public Toilet Facilities

Approved July 10, 2007 with stipulation that the department report to Council, within 90 days, and report progress toward implementing the plan of action set forth in the five-year-review report

Progress reported November 6, 2007, Council staff instructed to track various target dates to confirm action

3. DEPARTMENT OF HEALTH SERVICES (F-07-0707)

Title 9, Chapter 8, Article 5, Trailer Coach Parks

Approved July 10, 2007 with stipulation that the department report to Council, within 90 days, and report progress toward implementing the plan of action set forth in the five-year-review report

Progress reported November 6, 2007, Council staff instructed to track target dates to confirm action

4. DEPARTMENT OF HEALTH SERVICES (F-07-0708)

Title 9, Chapter 8, Article 6, Camp Grounds

Approved July 10, 2007 with stipulation that the department report to Council, within 90 days, and report

progress toward implementing the plan of action set forth in the five-year-review report
Progress reported November 6, 2007, Council staff instructed to track target dates to confirm action

5. DEPARTMENT OF HEALTH SERVICES (F-07-0709)

Title 9, Chapter 8, Article 13, Hotels, Motels, and Tourist Courts

Approved July 10, 2007 with stipulation that the department report to Council, within 90 days, and report progress toward implementing the plan of action set forth in the five-year-review report
Progress reported November 6, 2007, Council staff instructed to track target dates to confirm action

G. ADJOURNMENT

NOTE: This agenda is subject to change up to 24 hours before the meeting. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting (602) 542-2058. Requests should be made as early as possible to allow time to arrange the accommodation. A copy of the agenda and background material provided to Council members (with the exception of material relating to possible executive sessions) is available for public inspection at the Council's office, located at 100 N. 15th Ave., Suite 402, Phoenix, AZ 85007.